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2 **UNITED STATES DISTRICT COURT**
3 **DISTRICT OF NEVADA**

4 * * *

5 MERITAGE HOMES OF NEVADA,
6 INC., an Arizona corporation, f/k/a
7 MTH-HOMES NEVADA, INC., , }

8 vs. }

9 FEDERAL DEPOSIT INSURANCE
10 CORPORATION, AS RECEIVER }

11 FOR FIRST NATIONAL BANK OF
12 NEVADA, SUCCESSOR-IN-
13 INTEREST TO FIRST NATIONAL
14 BANK OF ARIZONA; and INCA
15 CAPITAL FUND 37, LLC, an Arizona
 limited liability company, }

16 Defendants. }

ORDER

16 Before the Court for consideration is Defendant's fully briefed Motion to
17 Set Aside Default and to Vacate Default Judgment (Doc. #25), filed on October 14,
18 2010, and finding Defendant has failed to show good cause to warrant the relief
19 requested, and good cause appearing,

20 **IT IS ORDERED** that Defendant the Federal Deposit Insurance
21 Corporation's Motion to Set Aside Default and to Vacate Default Judgment (Doc.
22 #25) is **DENIED**.

23 DATED: November 19, 2010.

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PHILIP M. PRO
United States District Judge